



# CITY MAGISTRATE MERIT SELECTION COMMISSION (CMMSC)

## Legal Action Report

Tuesday, November 3, 2015, 5:30 p.m.  
Mayor and Council Conference Room, 1st Floor  
255 W. Alameda St., Tucson, AZ

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### 1. Call to Order and Roll Call

Meeting was called to order by Chair Elsner at 5:31 p.m. Those present and absent were.

#### Members Present:

Michael Elsner, Chair  
Micah Schmit, Vice Chair  
James Fullin  
Edward Laber  
Gary Spector

#### Members Absent:

None

#### Others Present:

|                   |                                          |
|-------------------|------------------------------------------|
| Antonio F. Riojas | Presiding City Magistrate                |
| Delma Sanchez     | Recording Secretary, City Clerk's Office |

A quorum was established.

Chair Elsner introduced and welcomed Commissioner Fullin to the Commission. Commissioner Fullin gave a brief update on himself.

### 2. Approval of Minutes for November 12, 2014

It was moved by Commissioner Laber, duly seconded, and carried by a voice vote of 5-0 to approve the Minutes for November 12, 2014.

### 3. Public input on the appointment of City Magistrate Antonio F. Riojas to another four year term.

There was no public input.

It was moved by Chair Elsner, duly seconded, and carried by a voice vote of 5-0 to move to Executive Session.

**\*4. Other matters relating to the appointment of City Magistrate Antonio F. Riojas.**

**a) Review/discuss documents and information applicable to the recommendation of the appointment of Antonio F. Riojas as City Magistrate.**

This item was discussed in Executive Session.

**b) Interview with Antonio F. Riojas to make a recommendation regarding his appointment.**

This item was discussed in Executive Session.

**RECESS: 5:35 p.m.**

**RECONVENE: 6:43 p.m.**

**Executive Session was held from 5:35 p.m. to 6:43 p.m.**

It was moved by Commissioner Laber, duly seconded, and carried by a voice vote of 5-0 to return to Regular Session. All members were present as they were at the beginning of the meeting.

**5. Recommendation of the City Magistrate Merit Selection Commission to the Mayor and Council regarding the appointment of Antonio F. Riojas.**

It was moved by Vice Chair Schmit, duly seconded, and passed by a roll call vote of 5-0 to recommend the appointment of Antonio F. Riojas to the Mayor and Council to another four-year term as City Magistrate.

**6. Review/Discussion regarding vacancies on Commission.**

Discussion took place regarding vacancies on the City Magistrate Merit Selection Commission.

No action taken.

**7. Future Agenda Items:**

- a. Reappointment of City Magistrates Michael P. Pollard and Nikki A. Chayet
- b. Reappointment of Limited City Magistrate Karen Maish-Leavitt

Next scheduled meeting will be held in February 2016.

**8. Adjournment**

Meeting was adjourned at 6:55 p.m.

\*The City Magistrate-Merit Selection Commission may conduct an executive session pursuant to A.R.S. Section 38-431.03(A)(1) for the purpose of discussion or consideration of appointment to the position of City Magistrate (A)(2) for the purpose of discussion of records exempt by law from public inspection and (A)(3) discussion or consultation for legal advice with attorney staff.